GOVERNMENT OF INDIA
LAW , JUSTICE AND COMPANY AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:3962
ANSWERED ON:18.04.2002
IMPLEMENTATION OF ACTS PASSED BY PARLIAMENT
KANTI SINGH

Will the Minister of LAW , JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether a large number of Acts passed by Parliament and assented to by the President have not been implemented/brought into force so far;

(b) if so, the details thereof;

(c) whether the rules required under these Acts have not been framed so far;

(d) if so, the details thereof; and

(e) the time by which these Acts are likely to be implemented in the interest of general public?

Answer

MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI ARUN JAITLEY)

(a) & (b) Thirty seven Acts of Parliament have not been brought into force either wholly or have been partly enforced so far. The details are placed at Annexure `A`.

(c) & (d) Out of thirty seven Acts mentioned in Annexure `A`, the power to make rules has been given under eighteen Acts of Parliament. The details are placed at Annexure `B`;

(e) No specific time limit can be given in this regard.

Annexure A

Statement showing details of Acts passed by Parliament and assented to by the President up to 16.4.2002 which have not been brought into force or have been partly enforced and the rules required to be framed under different provision(s) of these Acts as per the records available.

Sl.No.	Short Title of Acts which have not been enforced or partly enforced	Provision(s) empowered to frame rules	Remarks
(1)	(2)	(3)	(4)
1.	The Indian Trade Unions (Amendment) Act, 1947 (45 of 1947)	Power to frame rules under section 4.	To be enforced.
2.	The Advocates Act, 1961 (25 of 1961)	Power to frame rules under sections 15, 28, 34,57and 60.	Section 30 not yet enforced.
3.	The Beedi and Cigar Workers (Conditions of Employment) Act, 1966 (32 of 1966)	State Govts are empowered to frame rules under section 44	As per information available out of 14 beedi producing States 8 States have

implemented the Act

4. The Hire Purchase Act, 1972 (26 of 1972) No provision to frame rules To be enforced.

5. The National Service Act, 1972 (28 of 1972) Power to frame rules under section 36. To be enforced.

6. The National Library of India Act, 1976 (76 of 1976 Power to frame rules under section 30. To be enforced.

7 The Constitution (Forty-fourth Amendment) Act, 1978 No provision to frame rules Section 3 not yet enforced.

8. The Industrial Disputes (Amendment) Act, 1982 (46 of 1982) No provision to frame rules Whole Act enforced except Ss.2(c), 7, 22 and 24

9. The Rubber (Amendment) Act, 1982 (54 of 1982) No provision to frame rules To be enforced.

10. The State Bank of Sikkim (Acquisition of Shares and Miscellaneous Provisions Act, 1982 (62 of 1982) Power to frame rules under section 17. To be enforced.

11. The Banking Services Commission Act, 1984 (44 of 1984) Power to frame rules under section 31. To be enforced.

12. The Customs and Excise Revenue Appellate Tribunals Act, 1986 (62 of 1986) Power to frame rules under section 32. To be enforced.

13. The Payment of Gratuity (Amendment) Act, 1987 (22 of 1987) No provision to frame rules Section 5 yet to be enforced

14. The Customs and Central Excise Laws (Amendment) Act, 1988 (29 of 1988) No provision to frame rules Sections 4,5,11,12 & 16 not yet enforced

15. The Employees Provident Funds and Miscellaneous Provisions (Amendment) Act, 1988 (33 of 1988) Rules have been framed Sections 12,14,20 & 22 not yet enforced.

16. The Employees State Insurance (Amendment) Act, 1989 (29 of 1989) No provision to frame rules. Section 45 not yet enforced.

17. The Wild Life (Protection) Amendment Act, 1991 (44 of 1991) No provision to frame rules. Sections 22 and 30

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not yet enforced.

18. The Beedi and Cigar Workers (Conditions of Employment) (Amendment) Act, 1993 (41 of 1993) No provision to frame rules. To be enforced.

19. The National Environment Tribunal Act, 1995 (27 of 1995) Power to frame rules under section 31. To be enforced.

20. The Delhi Rent Act, 1995 (33 of 1995) Power to frame rules under section 81. To be enforced.

21. The Code of Civil Procedure (Amendment) Act, 1999 (46 of 1999) High Court has power to frame rules under sections 15 and 27 To be enforced.

22. The Trade Marks Act, 1999 (47 of 1999) Power to frame rules under section 157. To be enforced.

23. The Geographical Indication of Goods (Registration and Protection) Act, 1999 (48 of 1999) Power to frame rules under section 87. To be enforced.

24. The Semiconductor Integrated Circuits Layout-Design Act, 2000 (37 of 2000). Power to frame rules

under section 96. To be enforced.
25. The Aircraft (Amendment) Act, 2000 (51 of 2000). No provision to frame rules. To be enforced.
26. The Chit Funds (Amendment) Act, 2001 (10 of 2001). No provision to frame rules. To be enforced.
27. The Warehousing Corporations (Amendment) Act, 2001 (23 of 2001). No provision to frame rules. To be enforced.
28. The Trade Unions (Amendment) Act, 2001 (31 of 2001). No provision to frame rules. To be enforced.
29. The Government of Union Territories and the Government of National Capital Territory of Delhi (Amendment) Act, 2001 (38 of 2001). Administrator is empowered to frame rules under sections 4,5,8 and 9 To be enforced.
30. The Inlands Waterways Authority of India (Amendment) Act, 2001 (40 of 2001). No provision to frame rules. To be enforced.
31. The Central Sales Tax (Amendment) Act, 2001 (41 of 2001). No provision to frame rules. To be enforced.
32. The Advocates` Welfare Fund Act, 2001 (45 of 2001). Power to frame rules under section 35. To be enforced.
33. The Energy Conservation Act, 2001 (52 of 2001. Power to frame rules under sections 56 and 57 Whole Act enforced Except Ss.30 to 45)
34. The Protection of Plant Varieties and Farmers` Rights Act, 2001 (53 of 2001). Power to frame rules under section 96. To be enforced.
35. The Explosive Substances (Amendment) Act,2001 (54 of 2001). No provision to frame rules. To be enforced.
36. The Cine Workers Welfare Fund (Amendment) Act, 2001 (56 of 2001). No provision to frame rules. To be enforced.
37. The Inter-State Water Disputes (Amendment) Act, 2002 (14 of 2002) No provision to frame rules. To be enforced.

Annexure B

Statement showing details of Acts under which power to frame rules has been provided, but no rules have been framed under these Acts so far, as per the records available.

Sl.No.	Short Title of Acts under which power to frame rules has been given	Section(s) under which power to frame rules has been provided
(1)	(2)	(3)
1.	The Indian Trade Unions (Amendment) Act, 1947 (45 of 1947)	Power to frame rules under section 4.
2	The Advocates Act, 1961 (25 of 1961)	Power to frame rules under sections 15, 28, 34,57and 60.
3.	The Beedi and Cigar Workers (Conditions of Employment) Act, 1966 (32 of 1966)	State Governments are empowered to frame rules under section 44
4.	The National Service Act, 1972 (28 of 1972)	Power to frame rules under section 36.
5.	The National Library of India Act, 1976 (76 of 1976	Power to frame rules under section 30.

6. The State Bank of Sikkim (Acquisition of Shares and Miscellaneous Provisions Act, 1982 (62 of 1982) Power to frame rules under section 17.

7 The Banking Services Commission Act, 1984 (44 of 1984) Power to frame rules under section 31.

8. The Customs and Excise Revenue Appellate Tribunals Act, 1986 (62 of 1986) Power to frame rules under section 32.

9. The National Environment Tribunal Act, 1995 (27 of 1995) Power to frame rules under section 31.

10. The Delhi Rent Act, 1995 (33 of 1995) Power to frame rules under section 81.

11. The Code of Civil Procedure (Amendment) Act, 1999 (46 of 1999) High Court has power to frame rules under sections 15 and 27

12. The Trade Marks Act, 1999 (47 of 1999) Power to frame rules under section 157.

13. The Geographical Indication of Goods (Registration and Protection) Act, 1999 (48 of 1999) Power to frame rules under section 87.

14. The Semiconductor Integrated Circuits Layout-Design Act, 2000 (37 of 2000). Power to frame rules under section 96.

15. The Government of Union Territories and the Government of National Capital Territory of Delhi (Amendment) Act, 2001 (38 of 2001). Administrator is empowered to frame rules under sections 4,5,8 and 9

16. The Advocates` Welfare Fund Act, 2001 (45 of 2001). Power to frame rules under section 35.

17. The Energy Conservation Act, 2001 (52 of 2001. Power to frame rules under sections 56 and 57

18. The Protection of Plant Varieties and Farmers` Rights Act, 2001 (53 of 2001). Power to frame rules under section 96.